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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

11 HOJAT SEYED HOSSEINI,
12 Plaintiff(s),
13 v.
14 WELLS FARGO BANK NA,
15 Defendant(s)

No. C-13-02066 DMR

**ORDER REFERRING CASE TO ADR
UNIT FOR ASSESSMENT TELEPHONE
CONFERENCE**

14 WELLS FARGO BANK NA,
15 Defendant(s)

17 Pursuant to Civil Local Rule 16-8 and ADR Local Rule 2-3, the court refers this
18 foreclosure-related action to the Alternative Dispute Resolution (ADR) Unit for a telephone
19 conference to assess this case's suitability for mediation or a settlement conference. Plaintiff and
20 Defendants' counsel shall participate in a telephone conference, to be scheduled by the ADR Unit by
21 May 27, 2013 or as soon thereafter as is convenient to the ADR Unit.

22 Plaintiff and Defendants' counsel shall be prepared to discuss the following subjects:

23 (1) Identification and description of claims and alleged defects in loan
24 documents

25 (2) Prospects for loan modification.
26 (3) Prospects for settlement.

27 The parties need not submit written materials to the ADR Unit for the telephone conference.

28 In preparation for the telephone conference, Plaintiff shall do the following:

- 1 (1) Review relevant loan documents and investigate the claims to determine
2 whether they have merit.
- 3 (2) If Plaintiff is seeking a loan modification to resolve all or some of the claims,
4 Plaintiff shall prepare a current, accurate financial statement and gather all of
5 the information and documents customarily needed to support a loan
6 modification request. Further, Plaintiff shall immediately notify Defendants'
7 counsel of the request for a loan modification.
- 8 (3) Provide counsel for Defendants with information necessary to evaluate the
9 prospects for loan modification, in the form of a financial statement,
10 worksheet or application customarily used by financial institutions.

11 In preparation for the telephone conference, counsel for Defendants shall do the following.

- 12 (1) If Defendants are unable or unwilling to do a loan modification after receiving
13 notice of Plaintiff's request, counsel for Defendants shall promptly notify
14 Plaintiff to that effect.
- 15 (2) Arrange for a representative of each Defendant with full settlement authority
16 to participate in the telephone conference.

17 The ADR Unit will notify the parties of the date and time the telephone conference will be
18 held. After the telephone conference, the ADR Unit will advise the court of its recommendation for
19 further ADR proceedings.

20 IT IS SO ORDERED.

21 Dated: May 13, 2013

22 cc: ADR

